

09533906-021202

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22 UNITED STATES DISTRICT COURT
23 SOUTHERN DISTRICT OF CALIFORNIA

24 GEN-PROBE INCORPORATED,

25 Plaintiff,

26 v.

27 VYSIS, INC.,

28 Defendant.

No. 99cv2668 H (AJB)

**NOTICE OF LODGMENT IN SUPPORT OF
OPPOSITION TO MOTION FOR ENTRY OF
FINAL JUDGMENT UNDER RULE 54(B)**

Date: July 30, 2001
Time: 10:30 a.m.
Dept.: Courtroom 1

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiff Gen-Probe Incorporated hereby lodges the following exhibits in support of Gen-Probe Incorporated's Opposition To Motion By Defendant Vysis, Inc. For Entry Of Final Judgment Under Rule 54(b):

EXHIBIT 1: A true and correct copy of the Order Denying Motion for Stay and for Dismissal of Fourth Cause of Action;

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- 1 **Exhibit 2:** A true and correct copy of the Order Granting Motion for Partial Summary
2 Judgment of Non-Infringement of the '338 Patent; Claim Construction of the Term
3 "Amplifying" as Found in the '338 Patent;
4
5 **Exhibit 3:** A true and correct copy of a letter dated February 18, 2000, from R. William
6 Bowen to Norval Galloway;
7
8 **Exhibit 4:** A true and correct copy of a letter dated May 26, 2000, from R. William Bowen to
9 Norval Galloway; and
10
11 **Exhibit 5:** A true and correct copy of the Stipulation Re Second Amended Pre-Trial Schedule;
12 [Proposed] Order Thereon.
13

14 Dated: July 10, 2001

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